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FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE, CALIFORNIA
SEP 27 2012

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,)
14 Plaintiff,)
15 v.)
16 JOSHUA MOORE,)
17 Defendant.)

Nos. CR 11-00709 DLJ

STIPULATION AND []
ORDER TO CONTINUE SENTENCING
DATE

19 Defendant Joshua Moore is set to be sentenced on September 27, 2012. The government
20 noticed Mr. Moore as a witness in the matter *United States v. Zenaida Perales*, whose trial was
21 scheduled to start on Monday, September 24, 2012 but was recently continued. Mr. Moore's role
22 in the trial may impact the sentencing recommendation of the government.

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Consequently, the parties jointly request that the sentencing date of September 27, 2012 be continued to October 25, 2012, to ensure the Court has information relevant to sentencing.

Dated: September 21, 2012

Respectfully submitted,

MELINDA HAAG
United States Attorney

/s/
DANIEL R. KALEBA
Assistant United States Attorney

Dated: September 21, 2012

/s/


 THOMAS J. FERRITO
 Attorney for Joshua Moore

Based on the above, and for good cause shown,

IT IS HEREBY ORDERED:

That the September 27, 2012 sentencing of the defendant is hereby continued to October 25, 2012.

Dated: J~~ED~~ ~~ED~~ FG


HON. D. LOWELL JENSEN
United States District Judge